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7 UNITED STATES DISTRICT COURT
8 WESTERN DISTRICT OF WASHINGTON
9 AT SEATTLE

10 PATRICK MICK,

11 Plaintiff,

12 v.

13 SEASPAN CORPORATION, et al.,

14 Defendants.

CASE NO. C20-1201JLR

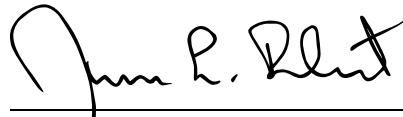
ORDER TO SHOW CAUSE

15 On August 7, 2020, Plaintiff Patrick Mick filed this action for personal injuries he
16 suffered while working as a longshoreman on a vessel he alleges was managed and
17 operated by Defendants Seaspan Corporation and Seaspan Ship Management Ltd.
18 (collectively, “Defendants”). (Compl. (Dkt. # 1).) He amended his complaint on January
19 1, 2021. (Am. Compl. (Dkt. # 12).) On July 28, 2021, after following Hague Convention
20 procedures to serve Defendants in Hong Kong, Mr. Mick filed an affidavit of service.
21 (See OSC Resp. (Dkt. # 17); Aff. (Dkt. # 18) (noting that Mr. Mick had served
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1 Defendants on June 1, 2021).) Counsel for Defendants appeared in this matter on August
2 12, 2021. (8/12/21 Not. (Dkt. # 19).)

3 Nearly seventeen months have now passed since counsel for Defendants appeared
4 in this action. Nevertheless, Defendants have not answered the amended complaint, and
5 Mr. Mick has not moved for default. (*See generally* Dkt.) Accordingly, the court
6 ORDERS Mr. Mick to SHOW CAUSE why this case should not be dismissed for failure
7 to prosecute. *See* Fed. R. Civ. P. 41(b) (authorizing dismissal with prejudice for failure to
8 prosecute); *Henderson v. Duncan*, 779 F.2d 1421, 1423 (9th Cir. 1986) (noting that a
9 district court has “inherent power sua sponte to dismiss a case for lack of prosecution”).
10 Mr. Mick must respond to this show cause order by **January 20, 2023**. Failure to timely
11 respond to this order to show cause may result in the dismissal of this action with
12 prejudice. *See Henderson*, 779 F.2d at 1423 (discussing factors that the court considers
13 in determining whether to dismiss for failure to prosecute).

14 Dated this 10th day of January, 2023.

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17 JAMES L. ROBART
United States District Judge
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